

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

To:

see form PCT/ISA/220

PCT

WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY (PCT Rule 43bis.1)

<p>Date of mailing (day/month/year) see form PCT/ISA/210 (second sheet)</p>		
<p>Applicant's or agent's file reference see form PCT/ISA/220</p>		<p>FOR FURTHER ACTION See paragraph 2 below</p>
<p>International application No. PCT/GB2004/003541</p>	<p>International filing date (day/month/year) 16.08.2004</p>	<p>Priority date (day/month/year) 18.08.2003</p>
<p>International Patent Classification (IPC) or both national classification and IPC H04L12/58, H04L29/06</p>		
<p>Applicant CLEARSWIFT LIMITED</p>		

1. This opinion contains indications relating to the following items:

- Box No. I Basis of the opinion
- Box No. II Priority
- Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- Box No. IV Lack of unity of invention
- Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- Box No. VI Certain documents cited
- Box No. VII Certain defects in the international application
- Box No. VIII Certain observations on the international application

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will usually be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA"). However, this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of three months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

<p>Name and mailing address of the ISA:</p> <p> European Patent Office - P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk - Pays Bas Tel. +31 70 340 - 2040 Tx: 31 651 epo nl Fax: +31 70 340 - 3016</p>	<p>Authorized Officer</p> <p>Poppe, F</p> <p>Telephone No. +31 70 340-4378</p> <p></p>
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WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITYInternational application No.
PCT/GB2004/003541

Box No. I Basis of the opinion

1. With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
 - This opinion has been established on the basis of a translation from the original language into the following language , which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).
2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
 - a. type of material:
 - a sequence listing
 - table(s) related to the sequence listing
 - b. format of material:
 - in written format
 - in computer readable form
 - c. time of filing/furnishing:
 - contained in the international application as filed.
 - filed together with the international application in computer readable form.
 - furnished subsequently to this Authority for the purposes of search.
3. In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.
PCT/GB2004/003541

Box No. II Priority

1. The following document has not been furnished:

- copy of the earlier application whose priority has been claimed (Rule 43bis.1 and 66.7(a)).
- translation of the earlier application whose priority has been claimed (Rule 43bis.1 and 66.7(b)).

Consequently it has not been possible to consider the validity of the priority claim. This opinion has nevertheless been established on the assumption that the relevant date is the claimed priority date.

2. This opinion has been established as if no priority had been claimed due to the fact that the priority claim has been found invalid (Rules 43bis.1 and 64.1). Thus for the purposes of this opinion, the international filing date indicated above is considered to be the relevant date.

3. Additional observations, if necessary:

**Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or
industrial applicability; citations and explanations supporting such statement**

1. Statement

Novelty (N)	Yes: Claims	
	No: Claims	1-16
Inventive step (IS)	Yes: Claims	
	No: Claims	1-16
Industrial applicability (IA)	Yes: Claims	1-16
	No: Claims	

2. Citations and explanations

see separate sheet

10/568451

IAP20 Rec'd PCT/PTO 15 FEB 2006
International application No.

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING
AUTHORITY (SEPARATE SHEET)**

PCT/GB2004/003541

Re Item V

**Reasoned statement with regard to novelty, inventive step or industrial applicability;
citations and explanations supporting such statement**

Reference is made to the following documents:

D1: WO-A-03001326

D2: US-A-20030135737

1. The present application does not meet the criteria of Article 33(1) PCT, because the subject-matter of claims 1, 7, 8, 10 and 16 is not new in the sense of Article 33(2) PCT.

1.1. The document D1 discloses (the references in parentheses applying to this document):

a method of applying a sender-specific mail policy (p. 18, l. 7-18: "sender (...) policies"), the method comprising:

- maintaining a list of computer system users and associated sender-specific mail policies (p. 9, l. 9-15; fig. 3: "sender policies 302");
- receiving a mail message (p. 18, l. 7-18: "e-mail message 204") intended for further transmission, the mail message indicating a sender (fig. 6(a): "source" thereof);
- attempting to verify a digital signature in said mail message (p. 19, l. 19 - p. 20, l. 10: "detecting a signature", "automatically initiating the signature verification process");
- if the message does contain a verified digital signature, and if a user corresponding to the verified digital signature corresponds to the sender indicated in the mail message, applying an associated sender-specific mail policy to said mail message (p. 21, l. 1-14: "result notification", "proper follow up actions such as (...) acceptance of the e-mail message"); and
- if the outgoing mail message does not contain a verified digital signature corresponding to the sender indicated in the mail message, applying a default mail policy to said mail message (p. 21, l. 1-14: "result notification", "proper follow up actions such as rejection (...) of the e-mail message").

The subject-matter of claim 1 is therefore not new.

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1.2. Furthermore it is noted that the subject-matter of claim 1 also does not involve an inventive step over the disclosure of D2 (fig. 2; par. 37-53).

1.3. The same reasoning applies, mutatis mutandis, to the subject-matter of the corresponding independent claims 7, 8, 10 and 16, which therefore are also considered not new .

2. Dependent claims 2-6, 9 and 11-15 do not contain any features which, in combination with the features of any claim to which they refer, meet the requirements of the PCT in respect of novelty, see document D1 and the corresponding passages cited in the search report.